



MI 6097 (US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Jean NEWS et al.

Serial No. 10/551,682

Filed September 29, 2005

For **IMPACT RESISTANT POLYOLEFIN  
COMPOSITIONS**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL LETTER**

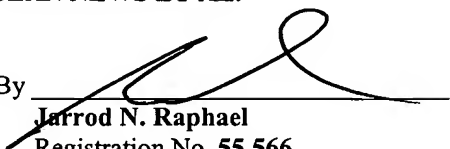
Submitted herewith for filing in the U.S. Patent and Trademark Office are the following:

- ☒ Postcard
- ☒ Transmittal Letter (in duplicate)
- ☒ Petition Under 37 CFR 1.53 to Correct Official Filing Receipt (in duplicate) (2 pages)
- ☒ Attachment A - Copy of express mail certificate with label; receipt acknow card (2 pages)
- ☒ Attachment B - Copy of letter transmitting missing req; receipt acknowl card (3 pages)

Respectfully submitted,

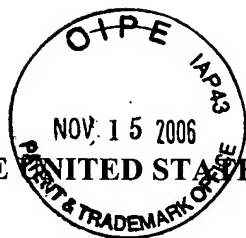
**JEAN NEWS ET AL.**

By

  
**Jarrod N. Raphael**  
Registration No. 55,566  
Agent for Applicant

Basell USA Inc.  
912 Appleton Road  
Elkton, Maryland 21921  
Date: November 14, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re application of )  
)  
**Jean NEWS et al.** )  
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Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION UNDER 37 CFR 1.53 TO CORRECT OFFICIAL FILING RECEIPT**

The Filing Receipt mailed October 4, 2006 in connection with the above application contains the following errors:

Filing or 371 (c) Date should be “**09/29/2005**” instead of “07/19/2006”.

In the Assignment For Published Patent Application section, **delete** “Bassell Polioefine”  
and **insert** instead “Basell Poliolefine”.


The above-captioned application was filed at the USPTO with all of the 371 requirements on **September 29, 2005**. A copy of (i) the express mailing label placed on the express mailing certificate, which was mailed with the application and respective filing papers, and (ii) the duly stamped receipt acknowledgement card are submitted herein as Attachment A. A Notification of Missing Requirements Under 35 USC §371 was mailed on May 24, 2006, the merits of which was traversed in a reply mailed July 18, 2006. A copy of the response and stamped acknowledgement card is submitted herein as Attachment B.

Applicant respectfully requests the filing date of the above-captioned application be corrected to September 29, 2005, and for a Corrected Official Filing Receipt to be issued by the USPTO.

Applicant respectfully requests the Petition fee of \$130.00 to be charged to Deposit Account No. 08-2336. For this reason, this Petition is submitted in duplicate. However, since the error regarding the filing date for this application is not the fault of Applicant, Applicant courteously requests the Petition fee be refunded to Deposit Account No. 08-2336.

Respectfully submitted,

**JEAN NEWS ET AL.**

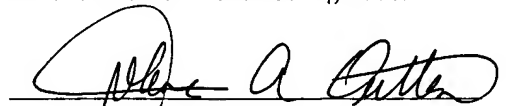
By   
Jarrod N. Raphael  
Reg. No. 55,566  
Agent for Applicants

Basell USA Inc .  
912 Appleton Road  
Elkton, Maryland 21921

November 14, 2006

Agent's Telephone No.: 410-996-1750  
Agent's Facsimile No.: 410-996-1560  
Agent's E-mail: jarrod.rafael@basell.com

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on November 14, 2006.

  
Signature  
November 14 2006  
Date



ED571767196US

ATTACHMENT A

**EXPRESS MAILING CERTIFICATE**


This certifies that the attached **PTO Form 1390 (in duplicate)**, Transmittal Letter to the United States Designated/Elected Office Concerning a Filing Under 35 USC 371, and **Application Data Sheet, Preliminary Amendment, Copy of PCT Request with Declaration, Form PCT/IB/306, Assignment, Assignment Cover Sheet, Specification (19 pages), 4 claims (2 pages) and Search Report (3 pages)** for the patent application of **Jean News et al. for IMPACT RESISTANT POLYOLEFIN COMPOSITIONS** (our ref: **MI 6097 (US)**) is being mailed by "Express Mail Post Office to Addressee" service in an envelope addressed:

Mail Stop PCT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

and deposited on **September 29, 2005** as "Express Mail" in the United States Postal Service, the number of the "Express Mail" mailing label being **ED571767196US**.

Frank Sackmann

Typed Name of Person Mailing Paper or Fee

  
Signature of Person

The PTO date stamp hereon is in acknowledgment that on this date PTO received:

FORM PTO-1390 (in duplicate)  
APPLICATION DATA SHEET  
PRELIMINARY AMENDMENT  
COPY OF PCT REQUEST WITH DECLARATION  
FORM PCT/IB/306  
ASSIGNMENT  
ASSIGNMENT COVER SHEET  
SPECIFICATION (19 pages, 4 CLAIMS (2 pages), and  
SEARCH REPORT (3 pages)

RECEIVED BASELL

007 1 9 2005

PLAW

10/551682

in reference to U.S. Patent Application of Jean News et al. filed this  
29th day of September 2005, entitled IMPACT RESISTANT  
POLYOLEFIN COMPOSITIONS

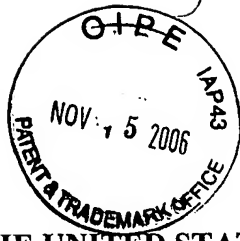
Atty Dkt No: MI 6097 (US)

JCO6 Rec'd PCT/PTO 29 SEP 2009

EARLY NOTIFICATION OF SERIAL NUMBER  
REQUESTED

BEST AVAILABLE COPY

patdocs/misspart



ATTACHMENT B

MI 6097 (US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of )  
)  
**Jean News et al.** )  
)  
Serial No. 10/551,682 )  
)  
Filed: September 29, 2005 )  
)  
For **IMPACT RESISTANT POLYOLEFIN** )  
**COMPOSITIONS** )

Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**LETTER TRANSMITTING MISSING REQUIREMENTS UNDER 35 USC 371**


In reference to the Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office, mailed May 24, 2006, stating that the Oath or Declaration does not comply with 37 CFR 1.497(a) and (b) by failing to identify the application by the international application number and international filing date, please note the papers filed for this application on September 29, 2005 included a copy of the PCT Request, which included the completed Declaration in Box No. VIII (iv) as well as the signature of the inventors named in Box No. X. Furthermore, the identification of the international application number and filing date were indicated on page 1 of the PCT Request form. For your reference and convenience we enclose another copy of said PCT Request with this Letter.

Accordingly, no fee under 37 CFR 1.492(h) is believed to be due with this response given Applicant previously filed a Declaration with the PCT Request. However, if a fee is due, please charge Deposit Account No. 08-2336.

Respectfully submitted,

**JEAN NEWS ET AL.**

By

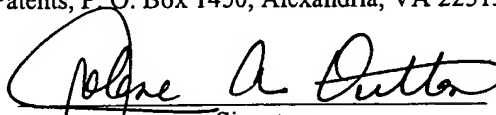
  
Jarrod N. Raphael  
Registration No. 55,566  
Agent for Applicant

Basell USA Inc.  
912 Appleton Road  
Elkton, Maryland 21921

July 18, 2006

Agent's Telephone No.: 410-996-1750  
Agent's Facsimile No.: 410-996-1560  
Agent's E-mail: [jarrod.raaphael@basell.com](mailto:jarrod.raaphael@basell.com)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on July 18, 2006.

  
Signature  
July 18 2006  
Date

The PTO date stamp hereon is in acknowledgment that on this date PTO received:

TRANSMITTAL LETTER Received Basell  
LETTER TRANSMITTING MISSING REQ.  
COPY OF 371 FORMALITIES LETTER **JUL 24 2006**  
COPY OF PCT REQUEST (w/ declaration included)

IP / Law

in reference to U.S. Patent Application of Jean News et al., S.N.  
10/551,682, filed September 29, 2005.

Atty Dkt No: MI 6097 (US)

